

**TOWN OF BENNETT, COLORADO**  
**BOARD OF TRUSTEES**  
**Regular Meeting**  
**December 9, 2014**

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**1. CALL TO ORDER**

The Board of Trustees of the Town of Bennett met in regular session on Tuesday, December 9, 2014, at the Bennett Town Hall, 355 4<sup>th</sup> Street, Bennett, Colorado. Mayor Sue Horn called the meeting to order at 7:00 p.m. The following persons were present upon the call of the roll:

Mayor: Sue F. Horn

Trustees Present: Charles Bayley  
Darvin Harrell  
Grider Lee – *Arrived at 8:33 p.m.*  
Jim Pieters  
Royce Pindell  
Larry Vittum

Staff Present: Melinda Culley, *Town Attorney, Light, Kelly, P.C.*  
Daymon Johnson, *Public Works Director*  
Melissa Kendrick, *Kendrick Consulting*  
Trish Stiles, *Town Administrator*  
Rachel Summers, *Town Treasurer*  
Lynette F. White, *Town Clerk*

Public Present: Pat Siegman, Linda Burry, Deb Tapparo, Carol Swanson, Brenda Trupp, Jim Manier, Sean Sutliff, Nick Dickens, Sherry Templeton, Steven Moore, Erin Davis, Monica Lobato, Julian Howard, Martin Landers, Deb Merkle

**2. PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was led by Mayor Sue Horn.

**3. APPROVAL OF AGENDA**

TRUSTEE BAYLEY MOVED, TRUSTEE VITTUM SECONDED to Move 4. Consent Agenda, B. Contracts, 3. SEH Architectural Services for Joint Facility Design to 6. Regular Business, D. Action/Discussion, 1. The agenda was approved as amended. The Mayor declared the motion carried by unanimous vote.

**4. CONSENT AGENDA**

TRUSTEE BAYLEY MOVED, TRUSTEE VITTUM SECONDED to approve the Consent Agenda as amended. Voting was as follows:

YES: Bayley, Horn, Harrell, Pieters, Pindell, Vittum  
NO: None  
ABSENT: Lee

The Mayor declared the motion carried by a unanimous vote

**A. Approval of Minutes**

1. Action: Approve regular meeting minutes of November 25, 2014

**B. Contracts**

1. Development Agreement – Excell Ash, LLC  
2. Light, Kelly P.C. – 2015 Fees for Legal Services  
3. State Bid for Public Works Fleet Purchase

**C. Proclamations**

1. Sock It To Em' Campaign
2. Support of the City and County of Denver's Regional Tourism Act Application – National Western Center Project

**D. Resolutions**

1. Resolution No. 579-14 – A resolution approving an Intergovernmental Agreement with the County of Adams for the provision of Law Enforcement Services for the Town of Bennett
2. Resolution No. 581-14 – A resolution approving an Intergovernmental Agreement with the County of Arapahoe for the provision of Law Enforcement Services for the Town of Bennett

**5. PUBLIC COMMENTS ON ITEMS NOT ON THE AGENDA**

There were no comments from the public in attendance.

**6. REGULAR BUSINESS**

**A. Public Hearing – Conditional Use Permit**

1. **Case No. 14.11CUP – Conditional Use Permit Application – Randy and Brenda Trupp**

Trustee Jim Pieters recused himself from discussion and voting and exited the Board Room.

Mayor Sue Horn called the matter of Case No. 14.11CUP to order, a public hearing on the application submitted by Randy and Brenda Trupp for approval to use the clubhouse building in the Antelope Hills Subdivision (formerly the Antelope Hills Golf Course Clubhouse) located at 600 Antelope Drive West, Bennett, Colorado for a variety of conditional uses, including community events center, retail sales, recreation and outdoor skating uses. The public hearing was opened at 7:43 p.m.

Lynette White, Town Clerk, stated that in accordance with State statute, notice of the public hearing was properly posted and published in the Eastern Colorado News as Legal No. 1782, November 14, 2014.

Deb Tapparo and Pat Siegman spoke in support of the application as presented. Public Comment was closed at 8:25 p.m.

**Resolution No. 584-14 -- A Resolution Approving a Conditional Use Request by Randy and Brenda Trupp for Multiple Uses at 600 Antelope Drive West**

TRUSTEE HARRELL MOVED, TRUSTEE VITTUM SECONDED to approve Resolution No. 584-14, a resolution approving a Conditional Use Request by Randy and Brenda Trupp for Multiple Uses at 600 Antelope Drive West, voting was as follows;

YES:	Bayley, Horn, Harrell, Pindell, Vittum
NO:	None
ABSENT:	Lee
RECUSED:	Pieters

The Mayor declared the motion carried by unanimous vote.

The Mayor declared a meeting recess at 8:36 p.m. The meeting was resumed at 8:45 p.m.

**B. Public Hearing – Land Use Code Update**

**1. Case No. 14.10CM – Amendment to Chapter 16 of the Bennett Municipal Code – Land Use and Development and Relocating Certain Sections in Chapter 16 to Other Chapters in the Bennett Municipal Code**

Mayor Sue Horn called the matter of Case No. 14.10CM. This is a public hearing on an ordinance repealing and reenacting, with amendments, Chapter 16 of the Bennett Municipal Code concerning land use and development and relocating certain sections in Chapter 16 to other Chapters of the Bennett Municipal Code. The public hearing was opened at 7:05 p.m.

Lynette White, Town Clerk, stated that in accordance with State statute, notice of the public hearing was properly posted and published in the Eastern Colorado News.

**Ordinance No. 646-14 - An Ordinance Repealing and Reenacting, with Amendments, Chapter 16 of the Bennett Municipal Code concerning Land Use and Development, and Relocating Certain Sections in Chapter 16 to other Chapters in the Bennett Municipal Code**

TRUSTEE BAYLEY MOVED, TRUSTEE PIETERS SECONDED to approve Ordinance No. 646-14, an Ordinance Repealing and Reenacting, with Amendments, Chapter 16 of the Bennett Municipal Code concerning Land Use and Development, and Relocating Certain Sections in Chapter 16 to other Chapters in the Bennett Municipal Code, voting was as follows;

YES: Horn, Harrell, Lee, Pieters, Pindell, Bayley

NO: Vittum

The Mayor declared the motion carried by a vote of (6) six to (1) one.

**2. Case No. 14.15 CM – Adoption of an Official Zoning Map for the Town**

Mayor Sue Horn called the matter of Case No. 14.15CM. This is a public hearing on the adoption of a new Official Zoning Map for the Town. The public hearing was opened at 8:47 p.m.

Lynette White, Town Clerk, stated that in accordance with State statute, notice of the public hearing was properly posted and published in the Eastern Colorado News.

**Ordinance No. 647-14, an Ordinance Adopting the Zoning Map of the Town of Bennett Dated October 7, 2014 as the Official Zoning Map of the Town of Bennett, Colorado**

TRUSTEE BAYLEY MOVED, TRUSTEE VITTUM SECONDED to approve Ordinance No. 647-14, an ordinance adopting the Zoning Map of the Town of Bennett dated October 7, 2014 as the Official Zoning Map of the Town of Bennett, Colorado; voting was as follows;

YES: Harrell, Lee, Pieters, Pindell, Vittum, Bayley, Horn

NO: None

The Mayor declared the motion carried by unanimous vote.

**C. Public Hearing – Town of Bennett 2015 Budget**

Mayor Sue Horn called the matter of the Town of Bennett 2015 Budget, a public hearing to adopt the budget, making appropriations for the 2015 budget year and approving a mill levy. The public hearing was opened at 9:11 p.m.

Lynette White, Town Clerk, stated that in accordance with State statute, notice of the public hearing was properly posted and published in the Eastern Colorado News.

Rachel Summers, Town Treasurer, presented the 2015 Town of Bennett Budget and Schedule of Fees.

There were no public comments presented on the proposed 2015 Town of Bennett Budget.

There were no additional questions or discussion from the Board of Trustees on the proposed 2015 Town of Bennett Budget.

Mayor Sue Horn closed the matter of the Town of Bennett 2015 Budget, a public hearing to adopt the budget, making appropriations for the 2015 Budget year and approving a mill levy at 9:25 p.m.

**Resolution No. 576-14 – A Resolution Appropriating Sums of Money to the Various Funds and Spending Agencies, in the amounts and for the purposes set forth below, for the Town of Bennett, Colorado for the 2015 Budget Year**

TRUSTEE PINDELL MOVED, TRUSTEE VITTUM SECONDED to approve Resolution No. 576-14, a resolution Appropriating Sums of Money to the Various Funds and Spending Agencies, in the amounts and for the purposes set forth below, for the Town of Bennett, Colorado for the 2015 Budget Year. Voting was as follows:

YES: Harrell, Lee, Pieters, Pindell, Vittum, Bayley, Horn  
NO: None

The Mayor declared the motion carried by unanimous vote.

**Resolution No. 577-14 – A Resolution Levying General Property Taxes for the Tax Year 2014 to help defray the cost of government for the Town of Bennett, Colorado, for the 2015 Budget Year**

TRUSTEE PINDELL MOVED, TRUSTEE VITTUM SECONDED to approve Resolution No. 577-14, a resolution Levying General Property Taxes for the Tax Year 2014 to help defray the cost of government for the Town of Bennett, Colorado, for the 2015 Budget Year. Voting was as follows:

YES: Lee, Pieters, Pindell, Vittum, Bayley, Horn, Harrell  
NO: None

The Mayor declared the motion carried by unanimous vote.

**Resolution No. 578-14 – A Resolution Summarizing Expenditures and Revenues for each Fund and Adopting a Budget for the Town of Bennett, Colorado for the Calendar Year Beginning on the First Day of January 2015 and ending on the Last Day of December 2015 and adopting the Town of Bennett Schedule of Fees**

TRUSTEE VITTUM MOVED, TRUSTEE METSKER SECONDED to approve Resolution No. 578-14, a resolution Summarizing Expenditures and Revenues for each Fund and Adopting a Budget for the Town of Bennett, Colorado for the Calendar Year Beginning on the First Day of January 2015 and ending on the Last Day of December 2015 and adopting the Town of Bennett Schedule of Fees. Voting was as follows:

YES: Pieters, Pindell, Vittum, Bayley, Horn, Harrell, Lee,  
NO: None

The Mayor declared the motion carried by unanimous vote.

**D. Action/Discussion Items**

**1. SEH – Architectural Services for Joint Facility Design**

Trustee Pindell recused himself from discussion and exited the Board Room.

TRUSTEE BAYLEY MOVED, TRUSTEE VITNUM SECONDED to authorize the contract with SEH, for architectural services for a Joint Facility Design and authorize the Town Administrator to sign off on the contract, voting was as follows:

YES: Bayley, Horn, Harrell, Lee, Vitnum

NO: Pieters

RECUSED: Pindell

The Mayor declared the motion carried by a vote of (5) five to (1) one.

**7. TOWN STAFF REPORTS**

**Town Treasurer**

Rachel Summers, Town Treasurer, provided the following;

- CDBG Grant Application for traffic light and Road B
- Shared County Service Center
- 2014 Audit Week – March 2, 2015
- Application for Future Park

**Town Administrator**

Trish Stiles, Town Administrator, discussed the following;

- January 9, 2015 Board Retreat
- Impact Fees

**Town Clerk**

Lynette White, Town Clerk, provided the following;

- Town Board Retreat, Friday, January 9, 2014
- Breakfast with Santa result, \$615.22
- Dept. of Revenue Liquor Violation Report – no violations reported for the Town of Bennett
- ADCOG Breakfast, December 19, 2014
- Arapahoe County Breakfast, January 16, 2015

**8. TRUSTEE COMMENTS AND COMMITTEE REPORTS**


**Sue Horn**

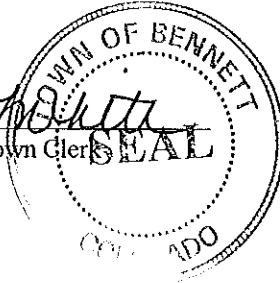
Mayor Horn discussed the following;

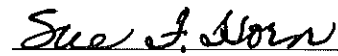
- Denver Regional Council of Government (DRCOG) update
- Colorado Department of Transportation (CDOT) Meeting
- Colorado Municipal League (CML) Open House attendance

9. ADJOURNMENT

TRUSTEE PINDELL MOVED, TRUSTEE BAYLEY SECONDED to adjourn the meeting. The Mayor declared the motion carried by unanimous vote. The meeting was adjourned at 9:47 p.m.

  
Lynette F. White, Town Clerk



  
Sue F. Horn, Mayor